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Attorney Docket No.: 101137-70

PATENT MAINTENANCE
DIVISION

2006 APR 10 PM 4:13

US PATENT & TRADEMARK
OFFICE**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANT(S): Christiaan Daniel DEN HENGST et al.
SERIAL NO. : 10/562,601
FILED : December 28, 2005
FOR : Methods and Means for Regulating Gene Expression
ART UNIT : To Be Assigned
EXAMINER : To Be Assigned

April 6, 2006

Commissioner for Patents
Refund Section, Accounting Division
Office of Finance
P.O. Box 1450
Arlington, VA 22313-1450

REQUEST FOR REFUND**I. REFUND REQUEST**

This is a request for a refund, with respect to charges to Deposit Account No. 14-1263, shown on the statement for January 2006, for the above identified patent application. A copy of the monthly statement, in which the error referred to occurs, accompanies this request.

II. FEES CHARGED FOR WHICH REFUND REQUESTED

Refund Requested

- ☐ Filing fees
(Basic national fee, examination fee, search fee
(International Search Report was provided))
- ☐ Surcharge for filing the basic filing fee on a date later than
the filing fee of the application (37 CFR § 1.16(e))
and/or
- ☐ Surcharge for filing the oath or declaration on a date later
than the filing date of the application (37.CFR § 1.16(e))
- ☐ Extension of the term for first month

☒ Excess Claims

\$2,200

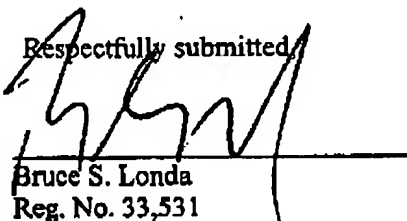
☐ Issue Fee☐ Petition Fee☐ Other**III. EXPLANATION OF WHY CONTESTED CHARGE IS IN ERROR**

The transmittal letter contains an erroneous counting of claims. The correct number is 8 excess independent claims and 31 excess total claims. This Request for Refund seeks a refund of the overpayment. The excess overpaid charges equal \$2,200.

IV. MANNER OF REFUND

Please make refund by crediting \$2,200 to Deposit Account No. 14-1263.

Respectfully submitted,


Bruce S. Londa
Reg. No. 33,531

Norris McLaughlin & Marcus, PA
875 Third Avenue, 18th Floor
New York, N.Y. 10022
Telephone: (212) 808-0700

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being deposited via facsimile to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below:

Date:

4/7/06

By:


Tina Manor

11 PAGES

Deposit Account Statement


**United States
Patent and
Trademark Office**
**Deposit Account Statement**

Requested Statement Month: January 2006
Deposit Account Number: 141263
Name: NORRIS, MCLAUGHLIN & MARCUS
Attention: WILLIAM R. ROBINSON
Address: P.O. BOX 1018
City: SOMERVILLE
State: NJ
Zip: 08878-1018
Country: UNITED STATES OF AMERICA

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
01/03	22	10490837	101371-28	1808	\$180.00	\$30,421.34
01/03	935	2337313	101293-240	7205	\$300.00	\$30,121.34
01/04	1	10363272	102792-74	1252	\$450.00	\$29,671.34
01/04	1	10535262	100717-869-WCG	1617	\$130.00	\$29,541.34
01/04	45	PAYMENT		9203	-\$30,000.00	\$69,541.34
01/04	62	10209351	100717-546	1251	\$120.00	\$59,421.34
01/04	73	10396235	METAL 1305-WCG 2001 00 31	1501	\$1,400.00	\$58,021.34
01/04	74	10396235	METAL 1305-WCG 2001 00 31	1504	\$300.00	\$57,721.34
01/04	75	10396235	METAL 1305-WCG 2001 00 31	8001	\$8.00	\$57,715.34
01/04	78	10483546	102790-164	1501	\$1,400.00	\$56,315.34
01/04	79	10483546	102790-164	1504	\$300.00	\$56,015.34
01/04	80	10483546	102790-164	8001	\$6.00	\$56,009.34
01/04	156	10383278	101769-210/T	1801	\$790.00	\$65,219.34
01/04	157	10383278	101769-210/T	1252	\$330.00	\$64,889.34
01/04	159	11321398	101769-339-WCG	1011	\$300.00	\$64,589.34
01/04	160	11321396	101769-339-WCG	1111	\$500.00	\$64,089.34
01/04	161	11321396	101769-339-WCG	1311	\$200.00	\$63,889.34
01/04	166	11247634	101215-199	1051	\$130.00	\$63,759.34
01/04	167	11245936		2011	\$150.00	\$63,609.34
01/04	168	11245936		2111	\$250.00	\$63,359.34
01/04	169	11245936		2311	\$100.00	\$63,259.34
01/04	170	11245936		2051	\$65.00	\$63,194.34
01/04	182	10520209	102134-18	1817	\$130.00	\$63,064.34
01/04	199	6366319	20776-230US	8021	\$40.00	\$63,024.34
01/04	200	6366319	20776-230US	8021	\$40.00	\$62,984.34
01/04	208	6366319		8021	\$40.00	\$62,944.34
01/04	215	11321325	101769-338-WCG	1011	\$300.00	\$62,644.34
01/04	216	11321325	101769-338-WCG	1111	\$500.00	\$62,144.34
01/04	217	11321325	101769-338-WCG	1311	\$200.00	\$61,944.34
01/04	238	11321920	101769-340-WCG	1011	\$300.00	\$61,644.34

Deposit Account Statement

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01/04 239	11321920	101769-340-WCG	1111	\$500.00	\$51,144.34
01/04 240	11321920	101769-340-WCG	1311	\$200.00	\$50,944.34
01/04 280	10845248	102792-158	1484	\$130.00	\$50,814.34
01/04 582	10518317	101195-80	2617	\$65.00	\$50,749.34
01/04 583	10518317	101195-80	2253	\$510.00	\$50,239.34
01/04 1012	78312076	103151-9	7004	\$150.00	\$50,089.34
01/05 1	10321237	101769-194/TESA	1801	\$790.00	\$49,299.34
01/05 2	10737211	TESA 1621-WCG	1251	\$120.00	\$49,179.34
01/05 9	10542226	101769-320 KGB	1632	-\$500.00	\$49,679.34
01/05 10	10542226	101769-320 KGB	1842	\$400.00	\$49,279.34
01/05 41	D509892	102792-240	1462	-\$400.00	\$49,679.34
01/05 42	D509892	102792-240	1464	\$130.00	\$49,549.34
01/05 59	11244890	101215-203	1051	\$130.00	\$49,419.34
01/05 84	10471640	101215-145	1251	\$120.00	\$49,299.34
01/05 107	29241080	102792-496	1051	\$130.00	\$49,169.34
01/05 126	29240908	105039-2	2051	\$65.00	\$49,104.34
01/05 129	10485589	101194-74	1253	\$1,020.00	\$48,084.34
01/06 1	10542622		1617	\$130.00	\$47,954.34
01/06 2	10542622		1614	-\$200.00	\$48,154.34
01/06 9	8417265	103079-007	1551	\$900.00	\$47,254.34
01/06 35	10363794	101769-204 TESA 1586-WCG	1253	\$1,020.00	\$46,234.34
01/06 36	10720828	TESA 1628-WCG	1814	\$130.00	\$46,104.34
01/06 37	10720828	TESA 1828-WCG	1814	\$130.00	\$45,974.34
01/06 41	10081616	101769-141	1801	\$790.00	\$45,184.34
01/06 42	10081616	101769-141	1253	\$900.00	\$44,284.34
01/06 43	10081616	101769-141	1201	\$400.00	\$43,884.34
01/06 134	10562801	101137-70	1631	\$300.00	\$43,584.34
01/06 135	10562801	101137-70	1642	\$400.00	\$43,184.34
01/06 136	10562801	101137-70	1633	\$200.00	\$42,984.34
* 01/06 137	10562801	101137-70	1615	\$2,150.00	\$40,834.34
* 01/06 138	10562801	101137-70	1614	\$3,200.00	\$37,634.34
01/09 1	10202332	100717557BAY	1253	\$1,020.00	\$36,614.34
01/09 28	10338556	TESAAG1580WCG/210DR.HE-AR	1801	\$790.00	\$35,824.34
01/09 29	10338556	TESAAG1580WCG/210DR.HE-AR	1253	\$1,020.00	\$34,804.34
01/09 33	10343363	101194-84	2253	\$510.00	\$34,294.34
01/09 63	10399204	101215-131	2251	\$60.00	\$34,234.34
01/09 79	10416784	103061-2	2251	\$60.00	\$34,174.34
01/09 148	10204085	102228-4	1251	\$120.00	\$34,054.34
01/09 241	10528541		8021	\$40.00	\$34,014.34
01/09 441	10563261	102792-511 (11284P6 US)	1631	\$300.00	\$33,714.34
01/09 442	10563261	102792-511 (11284P6 US)	1642	\$400.00	\$33,314.34
01/09 443	10563261	102792-511 (11284P6 US)	1633	\$200.00	\$33,114.34
01/09 1532	78243670	101134-7	7004	\$150.00	\$32,964.34
01/10 1	10472628	101769-232/TESA AG1613HCL	1808	\$180.00	\$32,784.34
01/10 2	10202332	100717557BAY	1801	\$790.00	\$31,994.34
01/10 30	D512181	102792-223	1462	\$400.00	\$31,594.34
01/10 31	D512181	102792-223	1811	\$100.00	\$31,494.34
01/10 53	10333527	101194-63	1251	\$120.00	\$31,374.34
01/10 67	D511806	102792-276	1462	\$400.00	\$30,974.34
01/10 68	D511806	102792-276	1811	\$100.00	\$30,874.34
01/10 111	5779333	101194-44	1552	\$2,300.00	\$28,574.34

Deposit Account Statement

01/10	121	6489484	101221-566	1551	\$900.00	\$27,674.34
01/10	142	11195212		8021	\$40.00	\$27,634.34
01/10	1308	78353939	101313-23	7001	\$325.00	\$27,309.34

START	SUM OF
BALANCE	CHARGES
\$30,601.34	\$34,392.00

SUM OF	END
REPLENISH	BALANCE
\$31,100.00	\$27,309.34

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Supplemental Application Data Sheet

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Application Information

Applicant Type	::	Regular
Subject Matter	::	Utility
Suggested Classification	::	
Suggested Group Art Unit	::	
CD-ROM or CD-R?	::	None
Title	::	METHODS AND MEANS FOR REGULATING GENE EXPRESSION
Attorney Docket Number	::	101137-70
Request for Early Publication?	::	No
Request for Non-Publication?	::	No
Suggested Drawing Sheets	::	
Total Drawing Sheets	::	14
Small Entity	::	No
Secrecy Order in Parent Appl.?	::	No

First Inventor Information

Inventor Authority type	::	Inventor
Primary Citizenship Country	::	Netherlands
Status	::	Full Capacity
Given Name	::	Christiaan
Middle Name	::	Daniël
Family Name	::	DEN HENGST
City of Residence	::	Groningen
Country of Residence	::	Netherlands
Street	::	Oliemuldersweg 172
City	::	Groningen
Postal or Zip Code	::	NL-9713 VK
Country	::	Netherlands

Supplemental Application Data Sheet

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Second Inventor Information

Inventor Authority type	::	Inventor
Primary Citizenship Country	::	Serbia and Montenegro
Status	::	Full Capacity
Given Name	::	Olivera
Middle Name	::	
Family Name	::	GAJIC
City of Residence	::	Bennekom
Country of Residence	::	Netherlands
Street	::	Esdoornlaan 7
City	::	Bennekom
Postal or Zip Code	::	NL-6721 CG
Country	::	Netherlands

Third Inventor Information

Inventor Authority type	::	Inventor
Primary Citizenship Country	::	Netherlands
Status	::	Full Capacity
Given Name	::	Oscar
Middle Name	::	Paul
Family Name	::	KUIPERS
City of Residence	::	Groningen
Country of Residence	::	Netherlands
Street	::	Lepelaar 95
City	::	Groningen
Postal or Zip Code	::	NL-9728 XG
Country	::	Netherlands

Supplemental Application Data Sheet

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Fourth Inventor Information

Inventor Authority type	::	Inventor
Primary Citizenship Country	::	Netherlands
Status	::	Full Capacity
Given Name	::	Jan
Middle Name	::	
Family Name	::	KOK
City of Residence	::	Groningen
Country of Residence	::	Netherlands
Street	::	Van Hamelstraat 34
City	::	Groningen
Postal or Zip Code	::	NL-9714 HL
Country	::	Netherlands

Fifth Inventor Information

Inventor Authority type	::	Inventor
Primary Citizenship Country	::	Netherlands
Status	::	Full Capacity
Given Name	::	Jan
Middle Name	::	
Family Name	::	SIKKEMA
City of Residence	::	Zeegse
Country of Residence	::	Netherlands
Street	::	Hoofdweg 46
City	::	Zeegse
Postal or Zip Code	::	NL-9483 PC
Country	::	Netherlands

Supplemental Application Data Sheet

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Sixth Inventor Information

Inventor Authority type	::	Inventor
Primary Citizenship Country	::	Netherlands
Status	::	Full Capacity
Given Name	::	Johannes
Middle Name	::	Marie Wilhelmus
Family Name	::	GEURTS
City of Residence	::	Hengelo
Country of Residence	::	Netherlands
Street	::	Antwerpenstraat 18
City	::	Hengelo
Postal or Zip Code	::	NL-7559 NK
Country	::	Netherlands

Seventh Inventor Information

Inventor Authority type	::	Inventor
Primary Citizenship Country	::	Netherlands
Status	::	Full Capacity
Given Name	::	Arjen
Middle Name	::	
Family Name	::	NAUTA
City of Residence	::	Bennekom
Country of Residence	::	Netherlands
Street	::	Esdoornlaan 7
City	::	Zeegse
Postal or Zip Code	::	NL-6721 CG
Country	::	Netherlands

Supplemental Application Data Sheet

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Assignee Information

Assignee Name	::	Friesland Brands B.V.
Street	::	Blankenstein 142
City	::	Meppel
Country	::	Netherlands
Postal or Zip Code	::	NL-7943 PE



UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

January 19, 2007

NORRIS, MCLAUGHLIN & MARCUS, PA
875 THIRD AVE, 18TH FLOOR
NEW YORK, NY 10022
US

Dear Sir/Madam,

Your refund request for 10562601 in the amount of \$2,200.00 has been denied .

Already Processed. vw

Sincerely,

A handwritten signature in black ink, appearing to read "Rita White", is written over the printed name.

RITA WHITE
PCT - National
703 308-9140 x231